

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

MARIA GUZMAN MORALES &
MAURICIO R. GUAJARDO, &
On behalf of themselves and all other
similarly situated individuals,

Plaintiffs,

v.

FARMLAND FOODS, INC., a Delaware
Corporation and subsidiary of
Smithfield Foods,

Defendant.

CASE NO. 8:08-cv-504

NOTICE REGARDING THE PARTIES' PROPOSED NOTICE AND OPT-IN FORM

Defendant, Farmland Foods, Inc., hereby notifies the Court that the parties are currently negotiating the content of the notice and opt-in form, as required by the Court's September 4, 2009 Order (*see* Filing No. 81), which required the parties to "confer regarding a proposed Notice form, and seek Court approval thereof" by September 14, 2009. The parties have negotiated and agreed upon 98 percent of the content of the notice and opt-in form. However, there remain a few minor disputes that the parties are trying to resolve. The parties will file a joint submission on the proposed notice and opt-in form on September 15, 2009.

Respectfully submitted,

By: s/Allison D. Balus

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CERTIFICATE OF SERVICE

I hereby certify that on this 14th day of September, 2009, I electronically filed the foregoing with the Clerk of Court using the CM/ECF system which sent notification of such filing to the following:

Carolyn H. Cottrell
Christopher P. Welsh
James R. Welsh
Jonathan D. Berger
Russell D. Henkin
Philip A. Downey
Shanon J. Carson
Todd M. Schneider
W. Hank Willson, IV

I hereby certify also that I have mailed by United States Postal Service the document to the following non CM/ECF participants:

None.

s/Allison D. Balus_____